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REMARKS

Applicant respectfully requests reconsideration of this application and reconsideration of the pending claims as amended. Claims 36-68 were pending and were rejected. Claims 36, 43, 46, 47, 48 and 53 are amended to clarify the claimed subject matter. Accordingly, Claims 36-68 are currently pending.

§112 Rejection of Claims 36-67

The Examiner has rejected Claims 36-67 under section 112, first paragraph as containing subject matter not presented in the originally filed specification in a way that could reasonably convey the subject matter to one of ordinary skill in the art. Applicants pointed out to the Examiner during a telephonic interview that the originally filed specification contained support for sending a request from a mobile communication device, wherein the request did not include any information regarding the position of the mobile communication device. For example, at page 42, line 13, the specification states that "a position determination for a GPS receiver may be initiated by a user of a mobile GPS receiver; for example, the user of the mobile GPS receiver may press 911 on the cell phone to indicate an emergency situation at the location of the mobile GPS receiver and this may initiate a location process in the manner described herein; or the user may simply request a position fix from the network." It should be noted that in both these cases, there would not be any position information transmitted by the mobile GPS receiver.

Objection to Figure 1

The Examiner objected to Figure 1, indicating that the figure should be designated as "prior art". Applicants wish to thank the Examiner for noting this. In accordance with the agreement made with the Examiner in the telephonic interview held between the Examiner and Bruce Greenhaus on July 8, 2003, applicants will provide a revised figure 1 which conforms to the marked up copy of figure 1 presented herewith.

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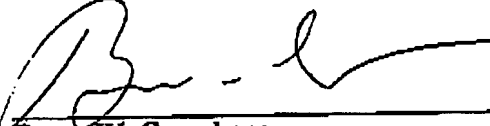
Rejection of Claims 36-58 and 62-67

The Examiner has rejected Claims 36-55 and 62-67 as being anticipated by Tsukinokisawa, Sommelet, et al., or Giniger, et al. In addition, the Examiner has rejected Claims 38-40, 50-53, 56-58 and 62-67 as being unpatentable over any one of Tsukinokisawa, Sommelet et al., or Giniger et al., in view of Girerd, et al. Applicants respectfully traverse the Examiner's rejection of these claims as amended in light of the fact that none of these references teach or suggest that the mobile communication device transmit a request that does not include position information, as noted in the telephonic interview conducted between the Examiner and Bruce Greenhaus and Leonid Sheynblat.

In light of the foregoing, the Examiner's reconsideration of this application with a view toward allowance is respectfully requested. The Examiner is invited to call the undersigned agent if a telephone call could help solve any remaining items.

Respectfully submitted,

Bruce W. Greenhaus

Date: July 23, 2003

Bruce W. Greenhaus
Sr. Patent Counsel
Reg. No. 37,339
(858) 651-6399